UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

YAKOV BRATSLAVSKIY,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of the United States Department of Homeland Security, et. al.

Defendant.

Civil Action No. 05-11596-MLW

STIPULATION OF DISMISSAL WITHOUT PREJUDICE AND WITHOUT COSTS AND INTEREST

Pursuant to Fed. R. Civ. P. 41 (a)(1) the parties move this Honorable Court to dismiss this action without prejudice and without costs and interest.

Respectfully submitted,

For the Plaintiff,

By his attorney

BORIS B. MAIDEN

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December 2, 2005

Dated: November 16, 2005 R.A.F.

For the Defendant,

By its attorney,

MICHAEL J. SULLIVAN, United States Attorney

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